

REMARKS

Claims 1 – 9 and 11 – 17 are pending and still rejected. Reconsideration of this rejection is respectfully requested in view of the above amendments and the following remarks.

Applicant thanks the Examiner for placing the search report in the file. The references identified in the Search Report needed to be considered by the Examiner has been considered by an Examiner as shown in the form 1449 initialed by the Examiner in November, 2003.

Claim 11 has been amended to depend from claim 8. It is believed that claim 11 satisfies the requests under 35 U.S.C. 112.

Claims 1-9 and 11-17 were rejected under 35 USC 103(a) as unpatentable over Fijolek for the reasons stated in page 2 to 4 of the Office Action.

Each of claims 1, 8 and 12 recites, inter alia, whereupon said originating multimedia computing device takes alternative action upon receipt of said negative response.

While Fijolek may teach a system for management and control of multimedia communication resources, the Examiner acknowledges that Fijolek does not teach the handling of positive or negative responses, much less “whereupon said originating multimedia computing device takes alternative action upon receipt of said negative response”, as claimed in claims 1, 8 and 12. One skilled in the art would not be led by Fijolek’s teaching to arrive at the above cited claim feature. Thus, claims 1, 8 and 12 are not rendered obvious in view of Fijolek.

Claims 2 to 7 depend upon claim 1, claims 9 and 11 depend upon claim 8, and

claim 13 to 17 depend upon claim 12. The dependent claims are patentable over Fijolek for the same reasons given for the independent claims.

The dependent claims are patentable over Fijolek for addition reasons. For example, there is no suggestion in Fijolek of a call-back feature as claimed in claim 11.

For the foregoing reasons, the above-identified application including claims 1-9 and 11-17 are patentable over Fijolek and is believed to be in condition for allowance. The Examiner's early and favorable action is respectfully requested.

Respectfully submitted,



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